



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Denecke et al.

Confirmation No.: 1446

Serial No.: 09/868,434

Group Art Unit: 1638

Filing Date: January 10, 2002

Examiner: A. Kubelik

For: ENHANCING PLANT PATHOGEN RESISTANCE VIA INCREASING BIP  
LEVELS

November 8, 2004

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450PETITION AND FEE FOR EXTENSION OF TIME  
(37 C.F.R. § 1.136(a))

1. This is a petition for an extension of time for a total period of three (3) months to respond to the final Official Action dated May 11, 2004.

2. A response in connection with the matter for which this extension is requested:

☒ is filed herewith.☐ has been filed.

3. Applicant:

☐ Claims small entity status. See 37 CFR 1.27.☒ Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

	<u>Total Months Requested</u>	<u>Fee For Other Than Small Entity</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input type="checkbox"/>	two months	\$430.00	\$215.00
<input checked="" type="checkbox"/>	three months	\$980.00	\$490.00
<input type="checkbox"/>	four months	\$1,530.00	\$765.00
<input type="checkbox"/>	five months	\$2,080.00	\$1,040.00

Fee Enclosed **\$980.00**

In re: Denecke et al.  
Serial No.: 09/868,434  
Filing Date: January 10, 2002  
Page 2

---

- ☒ A check including the amount of the fee is enclosed.
- ☐ Payment by credit card (Form PTO-2038) is enclosed.
- ☒ Charge Deposit Account No. 50-0220 for any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted,



Shawna Cannon Lemon  
Registration No. 53,888

Myers Bigel Sibley & Sajovec, P.A.  
P. O. Box 37428  
Raleigh, North Carolina 27627  
Telephone: (919) 854-1400  
Facsimile: (919) 854-1401  
Customer Number 20792

**CERTIFICATE OF EXPRESS MAILING**

Express Mail Label No. EV 473665268 US

Date of Deposit: November 8, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Susan E. Freedman

Date of Signature: November 8, 2004